

Exhibit B

From: [Cording, Charles Dean](#)
To: [Mitchell Nobel](#); [Rudzin, Abby F.](#); [Pao, William K.](#); [Greg Hollon](#); [Timothy B. Fitzgerald](#); [Charles Wittmann-Todd](#); [Lisa Nelson](#); [Campbell, Eamonn W.](#); [Jim Walden](#); [dchirlin@wmhlaw.com](#); [Stephanie T. Levick](#); [dcohen@wmhlaw.com](#); [Michael J. Lee](#); [Sunjina Ahuja](#); [Matthew G. Lindenbaum](#); [Robert L. Lindholm](#)
Cc: [Philippe Selendy](#); [Caitlin Halligan](#); [Andrew Dunlap](#); [Kyle Roche](#); [Ted Normand](#); [Velvel Freedman](#); [Joseph Delich](#); [Todd M. Schneider](#); [Jason H. Kim](#); [Matthew S. Weiler](#); [Kyle G. Bates](#); [Oscar Shine](#)
Subject: RE: In re Tether and Bitfinex Crypto Asset Litigation, No. 1:19-cv-09236-KPF - Anonymous Trader Protocol
Date: Thursday, January 27, 2022 4:46:40 PM

Thanks, Mitchell. Given the nature of the interests implicated here, Mr. Potter takes no position.

Regards,
Charles

Charles Cording
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From: Mitchell Nobel <mnobel@selendygay.com>
Sent: Thursday, January 27, 2022 4:16 PM
To: Rudzin, Abby F. <arudzin@omm.com>; Pao, William K. <wpao@omm.com>; Greg Hollon <GHollon@mcnaul.com>; Timothy B. Fitzgerald <tfitzgerald@mcnaul.com>; Charles Wittmann-Todd <cwittmanntodd@mcnaul.com>; Lisa Nelson <LNelson@mcnaul.com>; Campbell, Eamonn W. <ecampbell@omm.com>; Jim Walden <jjwalden@wmhlaw.com>; dchirlin@wmhlaw.com; Stephanie T. Levick <slevick@wmhlaw.com>; dcohen@wmhlaw.com; Michael J. Lee <Michael@mjlaw.com>; Sunjina Ahuja <Sahuja@dmalaw.com>; Cording, Charles Dean <CCording@willkie.com>; Matthew G. Lindenbaum <matthew.lindenbaum@nelsonmullins.com>; Robert L. Lindholm <robert.lindholm@nelsonmullins.com>
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Subject: RE: In re Tether and Bitfinex Crypto Asset Litigation, No. 1:19-cv-09236-KPF - Anonymous Trader Protocol

*** **EXTERNAL EMAIL** ***

Abby,

Thank you. Can counsel for Poloniex, Bitfinex and Tether, and Mr. Potter please provide their clients' respective positions?

Best regards,

Mitchell

[Mitchell Nobel](#)

Associate

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Pronouns: he, him, his

From: Rudzin, Abby F. <arudzin@omm.com>

Sent: Wednesday, January 26, 2022 12:46 PM

To: Mitchell Nobel <mnobel@selendygay.com>; Pao, William K. <wpao@omm.com>; Greg Hollon <GHollon@mcnaul.com>; Timothy B. Fitzgerald <tfitzgerald@mcnaul.com>; Charles Wittmann-Todd <cwittmantodd@mcnaul.com>; Lisa Nelson <LNelson@mcnaul.com>; Campbell, Eamonn W. <ecampbell@omm.com>; Jim Walden <jwalden@wmhlaw.com>; dchirlin@wmhlaw.com; Stephanie T. Levick <slevick@wmhlaw.com>; dcohen@wmhlaw.com; Michael J. Lee <Michael@mjllaw.com>; Sunjina Ahuja <Sahuja@dmalaw.com>; ccording@willkie.com; Matthew G. Lindenbaum <matthew.lindenbaum@nelsonmullins.com>; Robert L. Lindholm <robert.lindholm@nelsonmullins.com>

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Subject: RE: In re Tether and Bitfinex Crypto Asset Litigation, No. 1:19-cv-09236-KPF - Anonymous Trader Protocol

Thanks for explaining. Bittrex's position is that our customer's request for confidentiality should be respected. So Bittrex will not agree that non-attorneys can see his personal information, unless he first agrees.

Abby

From: Mitchell Nobel <mnobel@selendygay.com>

Sent: Monday, January 24, 2022 11:12 AM

To: Rudzin, Abby F. <arudzin@omm.com>; Pao, William K. <wpao@omm.com>; Greg Hollon <GHollon@mcnaul.com>; Timothy B. Fitzgerald <tfitzgerald@mcnaul.com>; Charles Wittmann-Todd <cwittmantodd@mcnaul.com>; Lisa Nelson <LNelson@mcnaul.com>; Campbell, Eamonn W. <ecampbell@omm.com>; Jim Walden <jwalden@wmhlaw.com>; dchirlin@wmhlaw.com; Stephanie

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Subject: RE: In re Tether and Bitfinex Crypto Asset Litigation, No. 1:19-cv-09236-KPF - Anonymous
Trader Protocol

[EXTERNAL MESSAGE]

Abby,

The Court's November 22 Order acknowledged "the hinderance that a strict AEO designation of materials concerning this individual would pose to Plaintiffs," and therefore imposed the relevant confidentiality obligations only "in the first instance." Dkt. 195. The Court expressly contemplated that the confidentiality obligations could eventually be relaxed, including by "encourag[ing]" the parties "to propose additional protocols to resolve future requests for the sharing of such sensitive information with non-attorneys." *Id.* Obviously, if the parties can reach agreement in a stipulation, they would then submit it to the Court to be so-ordered, just as they did with the existing protective order.

In your November 12, 2021 letter, you said you were requesting confidential treatment of the information at the behest of the individual. Dkt. 188 at 3. We are asking now for your client's position, as distinct from what the individual has requested. Does Bittrex take the position that it would not consent to any modification to the November 22 Order that would, for example, enable Plaintiffs to share information relating to the anonymous trader with non-attorneys, such as paralegals, experts, or investigators?

If your position is that some modification might be appropriate, what restrictions beyond those set forth in the existing Protective Order (Dkt. 151) do you think would be needed?

Best regards,

Mitchell

[Mitchell Nobel](#)
Associate

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Pronouns: he, him, his

From: Rudzin, Abby F. <arudzin@omm.com>

Sent: Thursday, January 20, 2022 5:54 PM

To: Mitchell Nobel <mnobel@selendygay.com>; Pao, William K. <wpao@omm.com>; Greg Hollon <GHollon@mcnaul.com>; Timothy B. Fitzgerald <tfitzgerald@mcnaul.com>; Charles Wittmann-Todd <cwittmantodd@mcnaul.com>; Lisa Nelson <LNelson@mcnaul.com>; Campbell, Eamonn W. <ecampbell@omm.com>; Jim Walden <jwalden@wmhlaw.com>; dchirlin@wmhlaw.com; Stephanie T. Levick <slevick@wmhlaw.com>; dcohen@wmhlaw.com; Michael J. Lee <Michael@mjllaw.com>; Sunjina Ahuja <Sahuja@dmalaw.com>; ccording@willkie.com; Matthew G. Lindenbaum <matthew.lindenbaum@nelsonmullins.com>; Robert L. Lindholm <robert.lindholm@nelsonmullins.com>

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Thanks. I thought that's what you were suggesting but didn't think that could possibly be correct. The Court ordered extra confidentiality for the trader's identity because he requested it. The parties cannot decide among themselves to not honor the request he made to the Court.

Abby

From: Mitchell Nobel <mnobel@selendygay.com>

Sent: Thursday, January 20, 2022 5:51 PM

To: Rudzin, Abby F. <arudzin@omm.com>; Pao, William K. <wpao@omm.com>; Greg Hollon <GHollon@mcnaul.com>; Timothy B. Fitzgerald <tfitzgerald@mcnaul.com>; Charles Wittmann-Todd <cwittmantodd@mcnaul.com>; Lisa Nelson <LNelson@mcnaul.com>; Campbell, Eamonn W. <ecampbell@omm.com>; Jim Walden <jwalden@wmhlaw.com>; dchirlin@wmhlaw.com; Stephanie T. Levick <slevick@wmhlaw.com>; dcohen@wmhlaw.com; Michael J. Lee <Michael@mjllaw.com>; Sunjina Ahuja <Sahuja@dmalaw.com>; ccording@willkie.com; Matthew G. Lindenbaum <matthew.lindenbaum@nelsonmullins.com>; Robert L. Lindholm <robert.lindholm@nelsonmullins.com>

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<jkim@schneiderwallace.com>; Matthew S. Weiler <mweiler@schneiderwallace.com>; Kyle G. Bates <kbates@schneiderwallace.com>; Oscar Shine <oshine@selendygay.com>

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[EXTERNAL MESSAGE]

Abby,

The stipulation would say that documents Defendants produce regarding the identity of the anonymous trader, including the documents referenced in the Court's November 22 Order (Dkt. 195), will be treated as Attorneys Eyes Only, as that designation is defined in Paragraph 2(b) of the Protective Order (Dkt. 151), and could thus be shared pursuant to Paragraphs 4(d)-(e) therein.

Best regards,

Mitchell

Mitchell Nobel
Associate

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From: Rudzin, Abby F. <arudzin@omm.com>

Sent: Thursday, January 20, 2022 1:16 PM

To: Mitchell Nobel <mnobel@selendygay.com>; Pao, William K. <wpao@omm.com>; Greg Hollon <GHollon@mcnaul.com>; Timothy B. Fitzgerald <tfitzgerald@mcnaul.com>; Charles Wittmann-Todd <cwittmantodd@mcnaul.com>; Lisa Nelson <LNelson@mcnaul.com>; Campbell, Eamonn W. <ecampbell@omm.com>; Jim Walden <jwalden@wmhlaw.com>; dchirlin@wmhlaw.com; Stephanie T. Levick <slevick@wmhlaw.com>; dcohen@wmhlaw.com; Michael J. Lee <Michael@mjlw.com>; Sunjina Ahuja <Sahuja@dmalaw.com>; ccording@willkie.com; Matthew G. Lindenbaum <matthew.lindenbaum@nelsonmullins.com>; Robert L. Lindholm <robert.lindholm@nelsonmullins.com>; michael.hefter@hoganlovells.com; Rackear, Samuel <Samuel.Rackear@HoganLovells.com>

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Subject: RE: In re Tether and Bitfinex Crypto Asset Litigation, No. 1:19-cv-09236-KPF - Anonymous

Trader Protocol

Hi Mitchell. Perhaps I'm the only one, but I don't understand what you're asking. What do you propose the stipulation would say?

Abby

From: Mitchell Nobel <mnobel@selendygay.com>

Sent: Wednesday, January 19, 2022 1:06 PM

To: Rudzin, Abby F. <arudzin@omm.com>; Pao, William K. <wpao@omm.com>; Greg Hollon <GHollon@mcnaul.com>; Timothy B. Fitzgerald <tfitzgerald@mcnaul.com>; Charles Wittmann-Todd <cwittmantodd@mcnaul.com>; Lisa Nelson <LNelson@mcnaul.com>; Campbell, Eamonn W. <ecampbell@omm.com>; Jim Walden <jwalden@wmhlaw.com>; dchirlin@wmhlaw.com; Stephanie T. Levick <slevick@wmhlaw.com>; dcohen@wmhlaw.com; Michael J. Lee <Michael@mjlilaw.com>; Sunjina Ahuja <Sahuja@dmalaw.com>; ccording@willkie.com; Matthew G. Lindenbaum <matthew.lindenbaum@nelsonmullins.com>; Robert L. Lindholm <robert.lindholm@nelsonmullins.com>; michael.hefter@hoganlovells.com; Rackear, Samuel <Samuel.Rackear@HoganLovells.com>

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Subject: In re Tether and Bitfinex Crypto Asset Litigation, No. 1:19-cv-09236-KPF - Anonymous Trader Protocol

[EXTERNAL MESSAGE]

Counsel,

Under the Court's November 22 Order, materials related to the anonymous trader are currently restricted to Plaintiffs' counsel, and the parties are "encouraged to propose additional protocols to resolve future requests for the sharing of such sensitive information with non-attorneys." Dkt. 195. We are writing today in the hope of agreeing to a protocol under which these materials are treated as Attorneys' Eyes Only under Paragraphs 4(d)-(e) of the existing Protective Order, to which the parties have already stipulated. Dkt. 151.

If you agree, we will draft a stipulation to that effect. If you feel that the existing Protective Order is not sufficient, please explain why and let us know what additional protections you believe are required for this information to be shared with non-attorneys.

Best regards,

Mitchell

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Pronouns: he, him, his

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